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2006 SEP 15 PM 1:39
CLERK OF COURT
U.S. DISTRICT COURT

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10 Attorneys for the Plaintiff

11 UNITED STATES DISTRICT COURT
12 NORTHERN DISTRICT OF CALIFORNIA

13 UNITED STATES OF AMERICA,

No. 3-06-70252 JL

14 Plaintiff,

15 v.

16 UNITED STATES MOTION AND
17 STIPULATION AND
18 ~~PROPOSED~~ ORDER CONTINUING
19 THE STATUS DATE

20 TEDDY CARL FREJ,

21 Defendant.

22 The parties stipulate and agree that the Court hearing set for September 15, 2006 should
23 be continued to October 27, 2006 so that the parties can continue discovery and investigation.
24 The parties further stipulate and agree that the ends of justice are served by the Court granting a
25 continuance from September 15, 2006 to October 27, 2006, so that the discovery can be reviewed
26 and investigations completed. The parties ask that the Court find that this interest of justice
27 outweighs the interest of the public and the defendants in a speedy trial and an indictment or
28 information filed within 30 days of the defendant's arrest, in accordance with Title 18, § 3161(b)
and (h)(8)(A), and the defendant consents to have a preliminary hearing more than 20 days from
the date of his arrest pursuant to Title 18 U.S.C. §3060(c) and Federal Rule of Criminal Procedure

STIP. AND [PROPOSED] ORDER
CASE NO. 3-06-70252 JL

1 5.

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3 DATED: September 14, 2006.

4 Respectfully submitted,

5 KEVIN V. RYAN (CASBN 118321)
6 United States Attorney

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8 /s/
9 C. DAVID HALL
10 Assistant United States Attorney

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12 /s/
13 PHILLIP VAUGHNS
14 Attorney for Mr. Frej

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STIP. AND [PROPOSED] ORDER
CASE NO. 3-06-70252 JL

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA

UNITED STATES OF AMERICA,

Plaintiff,

v.

TEDDY CARL FREJ,

Defendant.

No. 3-06-70252 JL

~~(PROPOSED)~~ ORDER

GOOD CAUSE APPEARING, the Court finds that:

1. So that the parties may complete discovery and investigation, the ends of justice served by the granting of this continuance outweighs the interest of the public and the defendant in a speedy trial and an indictment or information filed within 30 days of the defendant's arrest, in accordance with 18 U.S.C. §3161(b) and (h)(8)(A).

2. The defendant consents to his preliminary hearing being held longer than 20 days after his arrest pursuant to 18 U.S.C. §3060(c) and Federal Rule of Criminal Procedure 5.

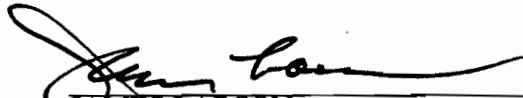
3. IT IS THEREFORE ORDERED that the status conference be continued to October 27, 2006, in order to allow the defendant sufficient time to review the discovery material and complete their investigation, and the period of this continuance shall be excluded for the

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STIP. AND [PROPOSED] ORDER
CASE NO. 3-06-70252 JL

1 purposes of computing the time within an Indictment must be filed or a preliminary hearing held.
2 SO ORDERED.

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4 DATED: 9-15-06


JAMES LARSON
United States Magistrate Judge

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STIP. AND [PROPOSED] ORDER
CASE NO. 3-06-70252 JL